

m/027/007



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

FILLMORE FIELD OFFICE

35 East 500 North
Fillmore, Utah 84631

In Reply Refer to:

3809

(UT-010)

December 28, 2004

CERTIFIED MAIL #7004 0750 0000 8259 6777
RETURN RECEIPT REQUESTEDKEN SKEEMS
3270 WEST 4500 SOUTH
OASIS, UT 84650

Dear Mr. Skeem:

On November 5, 2004 you were sent a letter informing you the Bureau of Land Management (BLM) and the State of Utah, Division of Oil, Gas and Mining (UDOGM), have been reclaiming the "Jumbo Mine" in Sections 6 and 7, T 15 S, R 10 W. The letter explained that there are remaining safety issues at the site that we would like to address. The letter further explained that in the interim of completing this project, you staked the following mining claims: UMC 370908, 370910, 371430, and 371437.

The November 5, 2004 letter described the remaining reclamation work that the UDOGM wanted to complete and required that you contact the Fillmore Field Office by November 10, 2004 if you believed the work might impact plans for your claims. The letter further required you to submit, by December 15, 2004, a plan of operations and financial guarantee, which you failed to submit.

On November 10, 2004 you met on-site with Jerry Mansfield of my staff and Doug Jensen of the UDOGM. At the meeting it was agreed that the proposed reclamation would be postponed, by the December 15, 2004 deadline you would complete additional testing, and based on the test results decide about taking reclamation responsibility through a plan of operations. Since we have not received the required plan of operations and financial guarantee, reclamation of the site will be scheduled for completion.

Federal authority to reclaim the site is section 4(b) of the Surface Resources Act of 1955 (30 U.S.C. Section 612(b)). It authorizes the BLM "to manage and dispose of the vegetative surface resources" and other resources found on the surface of unpatented mining claims so long as that use does not "endanger or materially interfere with prospecting, mining, or processing operations or uses reasonably incident thereto." Since the mining claims were recently staked, you did not create the existing disturbances and to date no notice or plan of operations has been filed, BLM is authorized to take the necessary steps to protect public safety and prevent further unnecessary and undue degradation caused by the existing disturbances.

If you have any questions regarding this matter, please call Jerry Mansfield, Geologist at (435) 743-3125.

Sincerely,

Sherry K. Hirst
Field Office Manager

cc: D. Jensen, DOGM

JMansfield:cl

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JAN 04 2005

DIV. OF OIL, GAS & MINING